

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

KATHY D. CHESNEY,  
Plaintiff,

v.

JO ANNE B. BARNHART,  
Commissioner of Social Security,  
Defendant.

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3:04-cv-305

Phillips

**JUDGMENT ORDER**

For the reasons stated in the memorandum opinion filed contemporaneously with this order, the objection to the report and recommendation filed by plaintiff [Doc. 20] is hereby **OVERRULED**. The report and recommendation [Doc. 14] is **ACCEPTED IN WHOLE** under 28 U.S.C. § 636(b)(1) and Fed. R. Civ. P. 72(b). It is **ORDERED** that plaintiff's motion to remand [Doc. 8] is **DENIED**; defendant Commissioner's motion for summary judgment [Doc. 12] is **GRANTED**; the Commissioner's decision denying benefits is **AFFIRMED**; and this case is **DISMISSED**.

**ENTER:**

s/Thomas W. Phillips  
**UNITED STATES DISTRICT JUDGE**